



08-08-05

IPW

Express Mail Label No. EV 492324655US
Docket No.: E0411.70008US01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Shuber et al.
Serial No.: 09/545162
Confirmation No.: 1013
Filed: April 7, 2000
For: METHODS FOR DETECTING NUCLEIC ACIDS INDICATIVE OF
CANCER
Examiner: J.C. Switzer
Art Unit: 1634

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Dear Sir:

Transmitted herewith are the following documents:

- ☒ Transmittal of Drawing Corrections
- ☒ 11 Sheets of Formal Drawings
- ☒ Copy of Notice Regarding Drawings
- ☒ Statement Under 37 CFR 3.73 (b)
- ☒ Revocation of Power of Attorney with New Power of Attorney and
Change of Correspondence Address
- ☒ Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 646-8000, Boston, Massachusetts.

No check is enclosed. If any fee is determined to be required, the Commissioner is hereby authorized to charge the amount to Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Dated: August 8, 2005

Respectfully submitted,

By Pat R.H. Waller

Patrick R.H. Waller, Ph.D.

Registration No.: 41,418

WOLF, GREENFIELD & SACKS, P.C.

Federal Reserve Plaza

600 Atlantic Avenue

Boston, Massachusetts 02210-2206

(617) 646-8000



Express Mail Label No. EV 492324655US
Docket No.: E0411.70008US01
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Shuber et al.
Serial No.: 09/545162
Confirmation No.: 1013
Filed: April 7, 2000
For: METHODS FOR DETECTING NUCLEIC ACIDS INDICATIVE OF
CANCER
Examiner: J. C. Switzer
Art Unit: 1634

TRANSMITTAL OF DRAWING CORRECTION

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith is one set (eleven sheets, eleven figures) of corrected drawings for filing in the above-identified Patent application.

The Examiner objected to the drawings for reasons stated in the Office Action dated June 8, 2005. Specifically, according to the Draftsperson, in Figure 9, and 10, the left margins are not acceptable. The Draftsperson has also objected to Figures 2-11, in that the numbers, and reference characters are not plain and legible, and the height of the numbers, letters and reference characters are not within the allowable acceptable height range. The enclosed new drawings correct these informalities.

Favorable consideration of the enclosed drawings is respectfully requested.

Dated: August 8, 2005

Respectfully submitted,

By Pat R H Wall
Patrick R.H. Waller

Registration No.: 41,418
WOLF, GREENFIELD & SACKS, P.C.
Federal Reserve Plaza
600 Atlantic Avenue
Boston, Massachusetts 02210-2206
(617) 646-8000

GJS



Express Mail Label No.:

EV492324655US PRW

Date: 8/8/05

UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NUMBER 09/545162	FILING/RECEIPT DATE 04/07/2000	FIRST NAMES APPLICANT SHUBER, ANTHONY P.	ATTORNEY DOCKET NUMBER EXT-026
--	--	---	--

Examiner / **SWITZER, JULIET**Art Unit **1634** Paper Number

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY
AND POPEO, P.C.
ONE FINANCIAL CENTER
BOSTON MA 02111

Date Mailed: 06/08/2005

Notice Regarding Drawings

Corrected drawings for the above-identified application, received in the USPTO on 04/07/2000, are still not acceptable for the reason(s) identified on the attached PTO-948. Applicant is given one opportunity to correct the informalities within a two-month time period from the mailing date of this Notice. **THIS TIME PERIOD IS NOT EXTENDABLE UNDER EITHER 37 CFR 1.136(a) OR 1.136(b).** Failure to take corrective action within the set period will result in abandonment of the application.

ATTACHMENT: PTO-948 Notice of Draftsperson's Patent Review

RETURN CORRECTED DRAWINGS TO:

Commissioner for Patents
P.O. Box 1450

Alexandria, Virginia 22313-1450

Tyrone Johnson
Office of Patent Publication,
Publishing Division
703-305-0333 #130

EO411.70008US21

Initials

Confirmation ☐
Docketing ☒ *Jul*

8/8/05
PRW

TRANSFERD

Done By

☐ Data Entry
☐ Docket Entry
☐ Docket Cross Off
☐ Previously Entered
☒ No Docketing Req.
☐ ELITE
☐ Annulities

DOCKETED

JUL 15 2005

RECEIVED

JUN 13 2005

MINTZ LEVIN, BOSTON
PATENT DOCKET DEPT



Form PTO-948 (Rev. 06/03)
Application No. 09/545162

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 4/7/00 are:

- A. ☐ approved by the Draftsperson under 37 CFR 1.84 or 1.152.
B. ☒ objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

1. DRAWINGS. 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).

___ Color drawings are not acceptable until petition is granted. Fig(s) ___
___ Pencil and non black ink not permitted. Fig(s) ___

2. PHOTOGRAPHS. 37 CFR 1.84(b)

___ One (1) full-tone set is required. Fig(s) ___
___ Photographs may not be mounted. 37 CFR 1.84(e)
___ Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) ___
___ Poor quality (half-tone). Fig(s) ___

3. TYPE OF PAPER. 37 CFR 1.84(e)

___ Paper not flexible, strong, white, and durable. Fig(s) ___
___ Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted. Fig(s) ___

4. SIZE OF PAPER. 37 CFR 1.84(f): Acceptable sizes:

21.0 cm by 29.7 cm (DIN size A4) or
21.6 cm by 27.9 cm (8 1/2 x 11 inches)
___ All drawing sheets not the same size. Sheet(s) ___

___ Drawings sheets not an acceptable size. Fig(s) ___

5. MARGINS. 37 CFR 1.84(g): Acceptable margins:

Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm

___ Margins not acceptable. Fig(s) 9, 10
___ Top (T) ___ Left (L)
___ Right (R) ___ Bottom (B)

6. VIEWS. 37 CFR 1.84(h)

REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig. 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.

___ Views not labeled separately or properly. Fig(s) ___

7. SECTIONAL VIEWS. 37 CFR 1.84(h)(3)

___ Sectional designation should be noted with Arabic or Roman numbers. Fig(s) ___

8. ARRANGEMENT OF VIEWS. 37 CFR 1.84(i)

___ Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) ___

9. SCALE. 37 CFR 1.84(k)

___ Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction. Fig(s) ___

10. CHARACTER OF LINES, NUMBERS, & LETTERS. 37 CFR 1.84(l)

___ Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) ___

11. SHADING. 37 CFR 1.84(m)

___ Solid black areas pale. Fig(s) ___
___ Solid black shading not permitted. Fig(s) ___

12. NUMBERS, LETTERS, & REFERENCE CHARACTERS. 37 CFR 1.84(p)

___ Numbers and reference characters not plain and legible. Fig(s) 2-11
___ Figure legends are poor. Fig(s) ___
___ Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) ___
___ English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) ___

___ Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) 2-11

13. LEAD LINES. 37 CFR 1.84(q)

___ Lead lines missing. Fig(s) ___

14. NUMBERING OF SHEETS OF DRAWINGS.

37 CFR 1.84(t)

___ Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) ___

15. NUMBERING OF VIEWS. 37 CFR 1.84(u)

___ Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) ___

16. DESIGN DRAWINGS. 37 CFR 1.152

___ Surface shading shown not appropriate. Fig(s) ___
___ Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) ___

COMMENTS:

Reviewer [Signature]

If you have questions, call (703) 305-8404.

Date 5/8/05

Attachment to Paper No. 09/545162